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Attorneys for Plaintiff and Counter-Defendant CENTOCOR ORTHO BIOTECH, INC. and Third-Party Defendants GLOBAL PHARMACEUTICAL SUPPLY GROUP, LLC, CENTOCOR BIOLOGICS, LLC and JOM PHARMACEUTICAL SERVICES, INC.

IN THE UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

CENTOCOR ORTHO BIOTECH,
INC.,

Plaintiff,

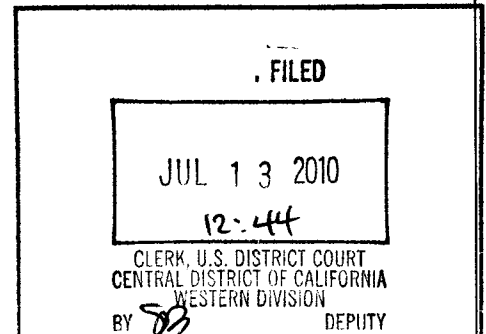
v.

GENENTECH, INC. and CITY OF
HOPE,

Defendants.

Case No. CV 08-03573 MRP (JEMx)

**CENTOCOR ORTHO BIOTECH,
INC. AND ITS COUNTER-
DEFENDANT AFFILIATES'
APPLICATION TO FILE
CONFIDENTIAL EXHIBITS
UNDER SEAL IN SUPPORT OF
MOTIONS FOR SUMMARY
JUDGMENT AND MOTION FOR
CONSTRUCTION OF CLAIM**



1 AND RELATED COUNTER AND
2 THIRD-PARTY ACTIONS.

**TERM "IMMUNOGLOBULIN"
(MOTION NOS. 1-6)**

3 Date: August 17, 2010
4 Time: TBA
5 Place: Hon. Mariana Pfazler,
6 Courtroom 12

7 Pursuant to Local Rule 79-5.1, Plaintiff Centocor Ortho Biotech, Inc.
8 ("Centocor") and its Cross-Defendant Affiliates seek leave to file the following
9 Exhibits to the Declaration of Matthew Pearson in Support of Centocor Ortho
10 BioTech, Inc. and its Cross Defendant Affiliates' Motions for Summary Judgment
11 and Motion For Construction of Claim Term "Immunoglobulin" (Motion Nos. 1-6)
12 under seal:

- 13 1. Exhibit 16: Expert Report of Randolph Wall, Ph.D.;
- 14 2. Exhibit 17: Expert Report of Arne Skerra, Ph.D.;
- 15 3. Exhibit 18: Expert Report of Eugene Rzucidlo;
- 16 4. Exhibit 19: Responsive Expert Report of Randolph Wall, Ph.D.;
- 17 5. Exhibit 22: Portions of Deposition Transcript of Jeffrey Kushan;
- 18 6. Exhibit 23: Portions of Deposition Transcript of Bruce Dolnick, Ph.D.;
- 19 7. Exhibit 24: Expert Report of Matthew P. Scott, Ph.D.;
- 20 8. Exhibit 25: Opening Expert Report of George H. Kidd, PhD.;
- 21 9. Exhibit 27: Expert Report of Bruce Dolnick, Ph.D.;
- 22 10. Exhibit 28: Portions of Deposition Transcript of Matthew Peter Scott,
23 Ph.D. dated June 15, 2010;
- 24 11. Exhibit 32: Portions of Deposition Transcript of Robert B. Freedman
25 dated June 22, 2010;
- 26
- 27
- 28

12. Exhibit 34: Portions of Deposition Transcript of Carlo M. Croce, M.D. dated July 8, 2010;
13. Exhibit 35: Portions of Laboratory Notebook, Genentech Inc.;
14. Exhibit 36: Portions of Deposition Transcript of Ronald Wetzel dated January 28, 2010; and
15. Exhibit 39: Portions of Deposition Transcript of George H. Kidd dated June 17, 2010

The Exhibits to be filed under seal contain or reflect confidential business information that relate to license and other agreements between Genentech, Centocor and third parties and contain or reflect confidential business information that is subject to confidentiality provisions. Specifically, the Exhibits contain confidential details regarding Genentech's pharmaceutical research and development. The Exhibits also contain references to confidential documents related to the patent at issue. The Exhibits have been designated as Confidential pursuant to the terms of the Protective Order.

Also, balancing the potential harm to Centocor, Genentech and third parties if the sensitive business information is released into the public with the relatively low public harm for nondisclosure of this information favors prohibiting disclosure.

For the foregoing reasons, Centocor respectfully requests that the Court grant this Application and order the aforementioned documents be filed under seal.

Dated: July 12, 2010

Respectfully submitted,

CONNOLLY BOVE LODGE & HUTZ LLP

By: Keith D. Fraser

Keith D. Fraser

Attorneys for Plaintiff CENTOCOR ORTHO
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GLOBAL PHARMACEUTICAL SUPPLY GROUP,
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PHARMACEUTICAL SERVICES, INC. LLC and
JOM PHARMACEUTICAL SERVICES, INC.